IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
CIVIL APPLICATION NO.2141 OF 2006
IN
FIRST APPEAL NO.2767 OF 2006

Maharashtra State Road
Transport Corporation ...Applicant

vs.

Jankibai Rajaram Jadhav and anr. ...Respondents

Mr.C.M.Lokesh i/b M/s.G.S.Hegde & Associates for the Applicant
Mr.P.D.Dalvi for Respondent Nos.1 and 2.

CORAM: A.S.OKA,J.
DATE : JANUARY 11,2007.

P.C.:

1. Heard advocates for the parties. The Advocate for the Applicant states that the entire amount as per the impugned Award has been deposited by the Applicant in terms of order dated 21st April 2006. Shri Dalvi states that in terms of order dated 21st April 2006, the Respondents have not withdrawn any amount.

2. After hearing the Advocates for the parties and after considering the findings recorded by the learned Trial Judge, Civil Application is disposed of by passing the following order :

i) The learned Member of the Tribunal will permit the Respondents to withdraw a sum of Rs.1,40,000/- without any security. The withdrawal of the amount by the Respondents

will be subject to the final outcome of the Appeal. In addition to the aforesaid amount, the learned Member of the tribunal will permit the Respondents to withdraw a further sum of Rs.75,000/- on furnishing adequate security for the said amount. If the Respondents fail to withdraw the sum of Rs.75,000/- by furnishing security within a period of six months from the date of receipt of writ of this order by the Tribunal, the Tribunal will invest the said amount in fixed deposit with any nationalised bank initially for a period of three years and the fixed deposit shall be renewed on yearly basis till the disposal of the Appeal.

ii) Rest of the amount deposited by the Applicant shall be invested in fixed deposit in any nationalised bank initially for a period of three years and the fixed deposit shall be renewed on yearly basis till the disposal of the Appeal.

JUDGE